

PETER W. SALTZMAN, Cal. Bar No. 169698
ELEANOR MORTON, Cal. Bar No. 220407
LEONARD CARDER LLP
1188 Franklin Street, Suite 201
San Francisco, California 94109
Telephone: 415/771-6400
Facsimile: 415/771-7010

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HOTEL EMPLOYEES AND
RESTAURANT EMPLOYEES LOCAL 2,

Plaintiff,

v.

VISTA INNS MANAGEMENT CO., et al.,

Defendants.

Case No. C 04-02388 MHP

Action Filed: June 16, 2004

STIPULATION AND ~~Proposed~~ ORDER
FOR DISMISSAL WITH PREJUDICE

Ctrm.: 15
Judge: Hon. Marilyn Hall Patel
Trial Date: Not set

IT HEREBY IS STIPULATED by and among the parties to the above-captioned action, through their respective counsel of record, and the parties respectfully request that the Court enter its Order, as follows:

1. Pursuant to an agreement recited on the record in this action after a settlement conference supervised by the Court, which agreement was later memorialized in a more detailed writing, this action hereby is DISMISSED WITH PREJUDICE in its entirety.

2. The parties each shall bear their own attorneys' fees and costs in connection with the above-captioned action and its settlement. Each party waives any right to such fees or costs under any otherwise applicable contract or local, state or federal statute, if any.

3. The Court retains jurisdiction to interpret and enforce the parties' agreement

1 settling this action.

2 Dated: October __, 2005.

LEONARD CARDER LLP

3 By: _____
4 Eleanor Morton
5 Attorneys for Plaintiff HOTEL EMPLOYEES
6 & RESTAURANT EMPLOYEES LOCAL 2

7 Dated: October __, 2005.


FLICKER & KERIN

8 HOWARD RICE NEMEROVSKI CANADY
9 FALK & RABKIN
A Professional Corporation

10 By: _____
11 Bernard A. Burk
Attorneys for Defendant ROBERT
SCHONFELD

12 Dated: October 31, 2005.

BALLARD ROSENBERG GOLPER & SAVITT

13 By: _____
14 
15 Steven R. Lueke
Attorneys for Defendants VISTA INNS
MANAGEMENT CO. and RPD
VAGABOND ASSOCIATES A LLC

16 Dated: October __, 2005.

ROSENQUEST & ASSOCIATES

17 By: _____
18 Nils Rosenquest
Attorneys for Defendant CHARLES
19 SCHONFELD

20 Dated: October __, 2005.

REDIGER, McHUGH & HUBBERT, LLP

21 By: _____
22 Robert Rediger
Attorneys for Defendant HERITAGE
23 MARINA HOTEL LLC

ORDER

24 Good cause appearing, IT IS SO ORDERED.

25 Dated: October __, 2005.

26
27 _____
28 HON. MARILYN HALL PATEL
United States District Judge

1 settling this action.

2 Dated: October __, 2005.

3 LEONARD CARDER LLP

4 By: _____
5 Eleanor Morton
6 Attorneys for Plaintiff HOTEL EMPLOYEES
7 & RESTAURANT EMPLOYEES LOCAL 2

8 Dated: October __, 2005.

9 FLICKER & KERIN

10 HOWARD RICE NEMEROVSKI CANADY
11 FALK & RABKIN
12 A Professional Corporation

13 By: _____
14 Bernard A. Burk
15 Attorneys for Defendant ROBERT
16 SCHONFELD

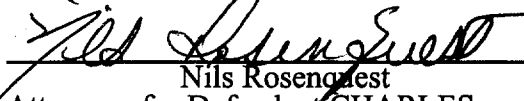
17 Dated: October __, 2005.

18 BALLARD ROSENBERG GOLPER & SAVITT

19 By: _____
20 Steven R. Lueke
21 Attorneys for Defendants VISTA INNS
22 MANAGEMENT CO. and RPD
23 VAGABOND ASSOCIATES A LLC

24 Dated: October 31, 2005.

25 ROSENQUEST & ASSOCIATES

26 By: 
27 Nils Rosenquest
28 Attorneys for Defendant CHARLES
SCHONFELD

Dated: October __, 2005.

REDIGER, McHUGH & HUBBERT, LLP

By: _____
Robert Rediger
Attorneys for Defendant HERITAGE
MARINA HOTEL LLC

ORDER

Good cause appearing, IT IS SO ORDERED.

Dated: October __, 2005.

HON. MARILYN HALL PATEL
United States District Judge

1 settling this action.

2 Dated: October __, 2005.

LEONARD CARDER LLP

3 By: _____
4 Eleanor Morton
5 Attorneys for Plaintiff HOTEL EMPLOYEES
6 & RESTAURANT EMPLOYEES LOCAL 2

7 Dated: October __, 2005.

FLICKER & KERIN

8 HOWARD RICE NEMEROVSKI CANADY
9 FALK & RABKIN
A Professional Corporation

10 By: _____
11 Bernard A. Burk
Attorneys for Defendant ROBERT
12 SCHONFELD

13 Dated: October __, 2005.

BALLARD ROSENBERG GOLPER & SAVITT

14 By: _____
15 Steven R. Lueke
Attorneys for Defendants VISTA INNS
16 MANAGEMENT CO. and RPD
VAGABOND ASSOCIATES A LLC

17 Dated: October __, 2005.

ROSENQUEST & ASSOCIATES

18 By: _____
19 Nils Rosenquest
Attorneys for Defendant CHARLES
20 SCHONFELD

21 Dated: October 11, 2005.

REDIGER, McHUGH & HUBBERT, LLP

22 By: _____
23 Robert Rediger
Attorneys for Defendant HERITAGE
24 MARINA HOTEL LLC

ORDER

25 Good cause appearing, IT IS SO ORDERED.

26 Dated: October __, 2005.

27 _____
28 HON. MARILYN HALL PATEL
United States District Judge